

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2009-053747

01/22/2010

COMMISSIONER MINA E. MENDEZ
FOR COMMISSIONER RICHARD ALBRECHT

CLERK OF THE COURT
B. Lambert
Deputy

IN RE THE MATTER OF
JIMMY R LOPEZ

JIMMY R LOPEZ
40426 N COPPER BASIN TRL
ANTHEM AZ 85086

AND

LAURA E BATTAGLIA

SUSAN E ELLIOTT

MINUTE ENTRY

Courtroom 103

11:06 a.m. This is the time set for hearing regarding the Order of Protection that Plaintiff, Jimmy Lopez obtained against Defendant, Laura Battaglia from this Court on November 12, 2009 and Laura Batataglia's Petition for Order of Protection against Jimmy Lopez. Petitioner is present, appearing on his own behalf. Respondent is present, appearing with above named counsel.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Jimmy Lopez, Laura Battaglia, and Wickham are sworn.

Jimmy Lopez testifies.

Exhibit number 1 is received in evidence.

LET THE RECORD REFLECT that Laura Battaglia accepts service of the following document in open court this date: Petition for Paternity, Child Custody, Parenting Time, and Child Support.

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Jimmy Lopez testifies further.

Exhibit number 2 is received in evidence.

Laura Battaglia testifies.

Exhibit number 3 is received in evidence.

Christina Wickham testifies.

Discussion is held with the Court.

Pursuant to the evidence and testimony presented this date,

THE COURT FINDS by a preponderance of the evidence that there is reasonable cause to believe that Defendant has committed an act of domestic violence within the last year.

THE COURT FURTHER FINDS that significant acrimony exists between the parties such that good cause exists to continue the Order of Protection in this case.

THE COURT FURTHER FINDS it appropriate that the Order of Protection issued by this Court on November 12, 2009 be modified.

IT IS ORDERED the Defendant is disqualified from purchasing or possessing a firearm or ammunition.

ISSUED: Hearing Order, Modified Order of Protection, Notice to Sheriff of Brady Disqualification and Acceptance of Service.

LET THE RECORD FURTHER REFLECT that Defendant signs an Acceptance of Service Form in open court.

IT IS FURTHER ORDERED denying Laura Battaglia's Petition for Order of Protection against Jimmy Lopez.

IT IS FURTHER ORDERED issuing a Warrant to Take Physical Custody of the parties' minor child, Sawyer Lopez. The child shall be placed in Father's custody with Mother having supervised parenting time as outlined in the Modified Order of Protection, until further Order of the Court.

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12:20 p.m. Matter concludes.

A copy of the Notice to Sheriff of Brady Disqualification is faxed to the Sheriff's Office this date.

FILED: Hearing Order, Exhibit Worksheet, Modified Order of Protection, Notice to Sheriff of Brady Disqualification, and Acceptance of Service regarding Modified Order of Protection and Acceptance of Service regarding Petition for Paternity, Child Custody, Parenting Time, and Child Support.

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.